



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

210

CRM-M-24285-2025 (O&M)

Date of Decision: 22.12.2025

JUTESH JOGRAJ SINGH

....Petitioner

VERSUS

STATE OF PUNJAB

....Respondents(s)

CORAM : HON'BLE MR. JUSTICE ALOK JAIN

Present : Mr. Navraj Singh Mahal, Advocate for the petitioner.

Mr. Amandeep Singh Samra, AAG, Punjab.

Mr. Amit Dhawan, Advocate for the complainant.

ALOK JAIN, J. (Oral)

1. The present petition has been *inter alia* filed praying for grant of regular bail to the petitioner in case FIR No.250 dated 08.12.2023, under Sections 363, 366 of IPC and Sections 376, 212, 216, 120-B of IPC (Section 4 of the POCSO Act, 2012 deleted vide DDR No.20 dated 06.06.2024) and Sections 6, 17 and 21 of the POCSO Act, 2012 (added later on vide DDR No.20 dated 06.06.2024), registered at Police Station Navi Baradari, Police Commissionerate Jalandhar, Punjab.

2. Learned counsel for the petitioner submits that cross examination of the material witnesses have been completed before the learned Trial Court.

3. *Per contra*, learned State counsel assisted by learned counsel for the complainant have jointly opposed the grant of concession of bail on the ground that the main accused is already absconding.



4. Learned State counsel has filed custody certificate and as per which, petitioner is in custody for last 01 year 07 months 18 days. However, learned counsel does not deny the above said factual position. Learned State counsel further submits that only role attributed to the petitioner is that he had given shelter to the main accused (his friend) and the victim who is more than 17 years of age and no other role has been attributed to the petitioner.

5. Heard learned counsel for the parties at length and have gone through the record carefully.

6. In light of the above and considering the fact that petitioner is in custody for last 01 year 07 months 18 days, coupled with the facts that cross examination of the material witnesses have already been conducted and the trial is likely to take considerable time, therefore, no useful purpose would be served by keeping the petitioner in custody. Accordingly, the petitioner is held entitled to the concession of regular bail.

7. Without commenting upon the merits of the case, the present petition stands allowed and the petitioner is ordered to be released on bail, if not required in any other case, on furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned. The petitioner shall, however, be released on the following conditions:

i The petitioner shall declare his ordinary place of residence and the mobile number used by him.

ii The petitioner will not switch off his mobile and in case of any technical glitch, he has to give an alternate number, which will be available in his absence.



iii The petitioner will mark his presence before the SHO concerned, after every 15 days and in case the SHO refuses to mark his/her presence, he is permitted to make an application before the Illaqa Magistrate, concerned.

iv The petitioner will not leave the country without the prior permission of the Court, for which he will submit the copy of his passport also. However, in case the petitioner does not possess a passport, then he shall file an undertaking to the said effect before being released.

The petitioner shall abide by the terms and conditions as imposed in addition to Section 483 of BNSS, 2023.

8. However, nothing stated above shall be construed as a final expression of opinion on the merits of the case and this order shall not be considered as parity qua any other co-accused in any manner whatsoever.

9. It is further made clear that, in case, the petitioner is found involved in any such activity once again, the State is at liberty to promptly move an appropriate application for cancellation of bail detailing out the circumstances and violation of conditions of bail.

10. Pending application(s), if any, shall stand disposed of.

(ALOK JAIN)
JUDGE

22.12.2025
Deepak Patwal

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| 1. | Whether speaking/reasoned | Yes/No |
| 2. | Whether reportable | Yes/No |